BY FINANCE /EXECUTIVE COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO
A LEASE AGREEMENT WITH THE CITY OF ATLANTA
FULTON COUNTY RECREATION AUTHORITY FOR
LEASE OF THREE (3) PARCELS FOR THE DEVELOPMENT
OF A FAMILY ENTERTAINMENT CENTER PROJECT AT 768
HANK AARON DRIVE

WHEREAS, the City of Atlanta Fulton County Recreation Authority desires to develop a family entertainment center project at 768 Hank Aaron Drive; and

WHEREAS, the City of Atlanta owns three parcels contiguous to 768 Hank Aaron Drive; and

WHEREAS, the City of Atlanta Fulton County Recreation Authority wishes to lease these parcels, more specifically designated in Exhibit A, PCN numbers 14-54-4-57, 14-54-4-55, and 14-54-4-57; and

WHEREAS, The City of Atlanta Fulton County Recreation Authority plans to make improvements to the property by developing a building where a center will be operated for an amusement arcade and game room in the first phase of the project and in the second phase of the project develop various outdoor elements, including a miniature golf course;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA that the mayor be and is hereby authorized to enter into a Lease Agreement with the City of Atlanta Fulton County Recreation Authority to lease the three parcels contiguous to 768 Hank Aaron Drive, more specifically designated in Exhibit A, PCN numbers 14-54-4-7, 14-54-4-55, and 14-54-4-57. Said lease shall be for a term of five (5) years, with one (1) five year renewal option. The City of Atlanta Fulton County Recreation Authority shall pay a rate of \$1.00 per year.

BE IT FURTHER RESOLVED that the Director, Bureau of Purchasing and Real Estate is hereby directed to prepare an appropriate lease agreement for execution by the Mayor, to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED that this Lease Agreement shall not become binding on the City. And the City shall incur no liability upon same until Lease Agreement has been executed by the Mayor and delivered to the leasing party.

THIS INDENTURE, made this 5TH day of FEBRUARY in the year of our Lord One Thousand Nine Hundred and Ninety-Seven, between

METROPOLITAN ATLANTA OLYMPIC GAMES AUTHORITY

of the State of GEORGIA, and County of FULTON of the first part, hereinafter called Grantor, and

THE CITY OF ATLANTA, A Municipal Corporation

of the County of FULTON, and State of GEORGIA, as party or parties of the second part, hereinafter called Grantee (the words "Granter" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of ONE DOLLAR (\$1.00) AND OTHER GOOD AND VALUABLE CONSIDERATION in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, by these presents does hereby remise, convey and forever QUITCLAIM unto the said grantee

ALL that tract or parce of land lying and being in Land Lot 54 of the 14th District of Fulton County, Georgia, and being more particularly described in EXHIBIT "A" attached hereto and made a part hereof by reference.

Fulton County, Georgia Real Estate Transer Tax Paids 0.00 Bate 02/26/1997 JUMITA MICKS Clerk, Superior Court By: Deputy Clerk

TO HAVE AND TO HOLD the said described premises to grantee, so that neither grantor nor any person or persons claiming under grantor shall at any time, by any means or ways, have, claim or demand any right or title to said premises or appurtenances, or any rights thereof.

IN WITNESS WHEREOF, Grantor has signed and sealed this deed, the day and year first above written.

Signed Sealed and delivered in the presence of:

GEORGL

(Notary Public)

METROPOLITAN ATLANTA OLYMPIC

GAMES AUTHORITY

RCHARD MONTEILH - EXECUTIVE DIR.

(AFFIX CORPORATE SEAL)

______(Seal)

<u>(</u>Seal)

CORP

BK 22192 PG 205

EXHIBIT "A"

ALL that tract or parcel of land lying and being in Land Lot 54 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at the southwest corner of the intersection of Love Street and Frazer Street; thence running south along the west side of Frazer Street (95) feet to an iron pin; thence west (152) feet to an iron pin; thence north (95) feet to an iron pin on the south side of Love Street; thence running east along the south side of Love Street (152) feet to an iron pin and the point of beginning; being improved property known as 37-39 and 43-45 Love Street, S.E., according to the present system of numbering houses in the City of Atlanta, Georgia.

ALL that tract or parcel of land lying and being in the City of Atlanta, being a part of Land Lot 54 of the 14th District of originally Henry now Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point on the south side of Love Street, (152) feet west of the southwest corner of Love & Frazer Street; running thence westerly (27.1) feet to the property this day sold to Roscoe Hudson and Magnolia Hudson; thence south along the Hudson line (210) feet; thence east (27.1) feet; thence north (210) feet to the point of beginning.

ALL that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 54 of the 14th District of Fulton County, Georgia, and more particularly described as follows to-wit:

BEGINNING at a point on the north side of Love Street, (120.2) feet west of the northwest corner of Little Street & Frazer Street, more or less, at the line of an old fence, running thence west along the north side of Little Street (41) feet, more or less, to a ten foot alley, thence north along the east side of said alley (96.5) feet, more or less, thence east (41) feet, more or less, to the line of said old fence, thence south along the line of said old fence (96.5) feet to the beginning point; being improved property known as Number 30 Little Street, SE, according to the present numbering of houses in the City of Atlanta.

ALL that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 54 of the 14th District of Fulton County, Georgia, and more particularly described as follows to-wit:

BEGINNING at a point on the west side of a ten foot alley, which point is (100) feet north of Little Street, and (170) feet west of Frazer Street, thence running north along the west side of said ten foot alley, a distance of (114) feet, more or less, thence west (40) feet, more or less, to another ten foot alley, thence south along the west side of said alley (114) feet, more or less, to a fence at the property line, thence running east along said fence (40) feet, more or less, to the beginning point, being improved property known as Rear Little Street, SE, according to the present system of numbering houses in the City of Atlanta.

MUNICIPAL CLERK ATLANTA, GEORGIA

1997 NAR -5 PH 1: 13

A RESOLUTION

BY COUNCILMEMBERS Davetta Johnson Mitchell Debi Stames

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUIT DEED FOR PROPERTY ALONG CAPITOL AVENUE AND TO ACCEPT FROM MAOGA PROPERTY ALONG FRASER STREET

WHEREAS, the Council of the City of Atlanta has previously granted its consent to the Metropolitan Atlanta Olympic Games Authority ("MAOGA") for the acquisition of properties located within the Summerhill Community for Olympic purposes pursuant to Section Nine of the Agreement for Organizing Committee for the Olympic Games ("Tri-Party Agreement"):

WHEREAS, MAOGA, using funds received from the Atlanta Fulton County Recreation Authority ("AFCRA"), has purchased property in Summerhill across from the new Olympic Stadium and such property was used for purposes of staging the Olympic Games;

WHEREAS, a portion of the property purchased by MAOGA is along Fraser Street, in an area the City of Atlanta Department of Housing and Economic Development has targeted for housing development and:

WHEREAS, the City of Atlanta owns a parcel of property adjacent to the property purchased by MAOGA along Capital Avenue, in an area zoned C-1-C which AFCRA intends to develop:

WHEREAS, the transfer of property to a government agency for public purposes Is exempted from competitive sale requirements based on OCGA Section 36-37-C (e) (2) (D);

THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA'I **RESOLVES AS FOLLOWS:**

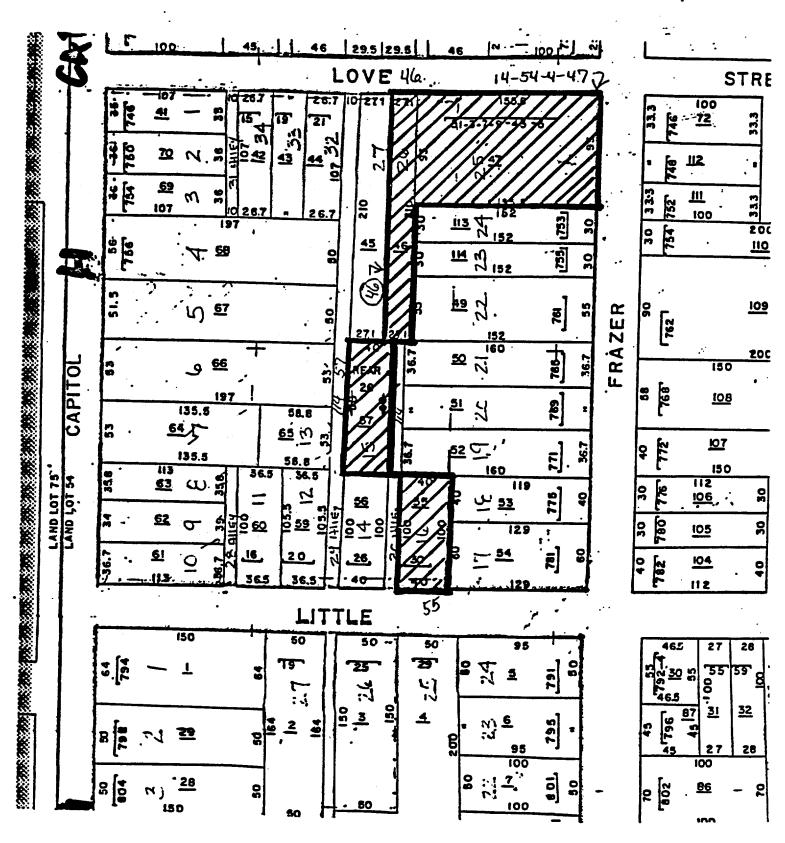
that the Mayor is hereby authorized to execute a quit claim deed for property owned by the City of Atlanta along Capitol Avenue and identified in Exhibit A and to accept property owned by MAOGA along Fraser Street and identified in Exhibit B.

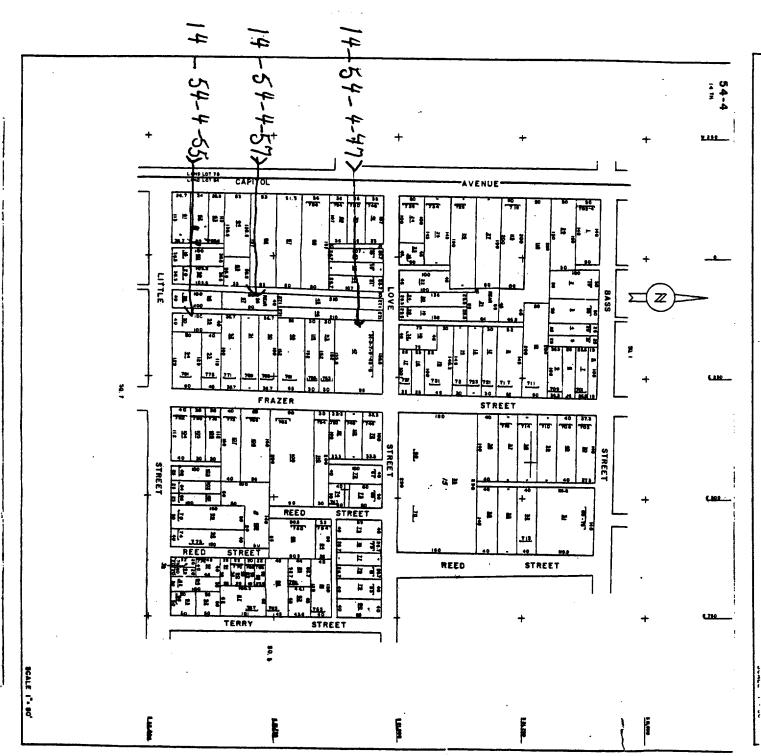
September 16, 1996 September 23, 1996

EXHIBIT "B"



MAOGA property to be deeded to the City of Atlanta





"These maps were compiled from laenal photographs, Gfy assessment maps, an city cadastral survey sheets and fulto County does not guarantee them in an

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Thomas W. Dortch Jr. Chairman

Lou Zakas Vice Chairman

Thomas C. Andrews Secretary

Larry Wallace Treasurer

Davetta Johnson Mitchell Executive Director



Board Members Nancy Boxill Douglas C. Dean 2001 JUL 19 // 9 Thomas W. Dortch Jr. Linda Jordan Tom Lowe C. T. Vivian Lottie Watkins

RECEIVED

Commissioner's Office

Department of

Administrative Services

Lou Zakas

July 12, 2001

Commissioner Herbert McCall Department of Administrative Services 68 Mitchell Street, Suite 3250 Atlanta, Georgia 30335

City of Atlanta and Fulton County Recreation Authority's

Family Entertainment Center Project

Dear Herb:

Re:

The City of Atlanta and Fulton County Recreation Authority (the "Recreation Authority") is developing a family entertainment center project at 768 Hank Aaron Drive. The project is being developed in phases. The first phase of the development is the building where the center will be operated. There are two zoning applications pending with respect to the project. The first is a use permit application (U-01-29) for the amusement arcade and game room aspects of the project. The second is proposed legislation to change a zoning condition with respect to the property.

Phase Two of the Development will incorporate various outdoor elements, including a miniature golf course. As we have discussed, there is land which the City owns that the Recreation Authority needs to acquire to develop the second phase of the project. The specific land which the Recreation Authority desires to obtain is described on the attached Land Bank Authority map. The Recreation Authority would be willing to purchase or lease this land.

We understand that there may be an appraisal which has been done on this property. Please let me know if an appraisal has been done, and what the process will be to decide if the land is available for lease or purchase.

Very truly yours,

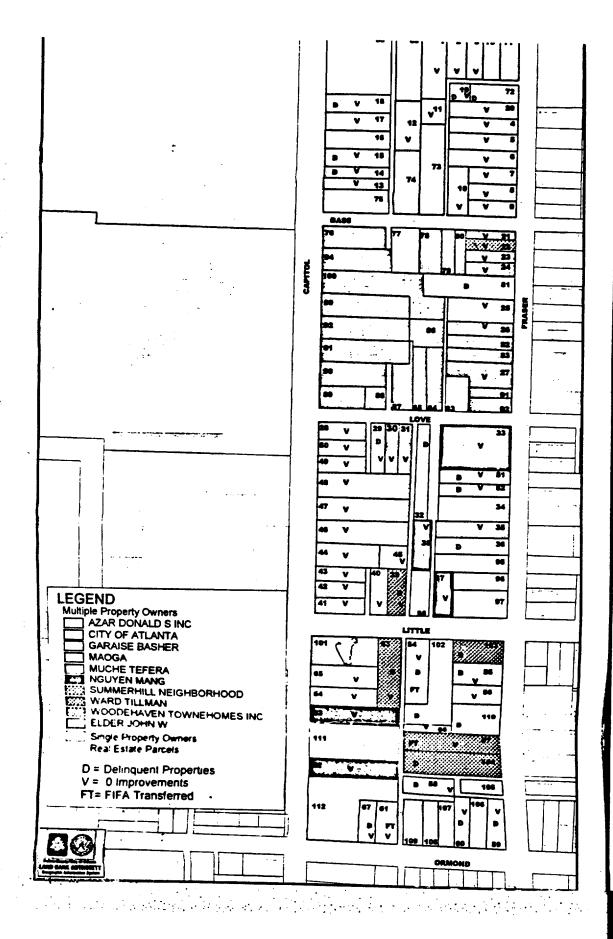
Davetta Johnson Mitchell

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		B34 CAPITOL AVE LOCKE T	816 CAPITOL AVE	809 FRASER ST
		LOCKE T J	HOALE THI	SOUTHEAST DIVERSIFIED DEV INC
		1077 RALPH D. ABERNATHY BLVD	1102 PONCE DE LEON AVE	236 AUBURN AVE 202
	2,864,300	144,300	126,100	37,400
	514,480	26,720	37,800	9,960
_		0.45 C1	0.37 C1	0.18 R1
	25,027.75	0.00	000	69.68
	=	€ :		



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TRANSMITTAL FORM FOR LEGISLATION (For Review & Distribution To Executive Management)

To Mayor's Office: GREG P	RIDGEON	
Commissioner Signature	Director	Signature:
Originating Department: Ad	ministrative Service	Contact (name): J. Boykin 4425
Committee(s) of Purview: Fir	nance/Executive	Committee Deadline:
Committee Meeting Dates(s):	8/15/01	City Council Meeting Date: 8/20/01
AGREEMENT WITH THE RECREATION AUTHOR	E CITY OF ATLANT TTY FOR LEASE OF	O ENTER INTO A LEASE TA FULTON COUNTY THREE (3) PARCELS FOR THE NMENT CENTER PROJECT AT 768
•		
BACKGROUND/PURPOSE/I current lease agreement.	DISCUSSION: The Cit	ty is exercising its option to renew the
•		
FINANCIAL IMPACT (if any N/A	r):	
Received Mayor's Office:	9/6/01 (date)	Received by:
Action By Committee:	•	Adversed Held
Amended		